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10 THE UNITED STATES DISTRICT COURT  
11 FOR THE DISTRICT OF NEVADA

12 CHANNEL, INC.,  
13 a New York corporation,

Case No. 2:10-cv-00758-KJD-PAL

14 Plaintiff,

15 v.

16 SIMON SERO, SMITH JOHSON and  
17 BINHAN YANG, individuals, and DOES 1-10,

18 Defendants.

19  
20 **FINAL DEFAULT JUDGMENT AND PERMANENT INJUNCTION**

21 THIS MATTER having come before the Court upon Plaintiff, Chanel, Inc.'s ("Chanel" or  
22 "Plaintiff") Motion for Entry of Final Default Judgment against Defendants Simon Sero, an  
23 individual, Smith Johson, an individual, and Binhan Yang, an individual, (together, the  
24 "Defendants"), individually and jointly d/b/a the domain names listed on Schedule "1" attached  
25 hereto (together, the "Subject Domain Names"), and the Court having considered the moving papers  
26 and there being no opposition thereto;

27 IT IS HEREBY ORDERED that Plaintiff's Motion for Final Default Judgment is  
28 GRANTED, and judgment is hereby entered in favor of Plaintiff, Chanel, Inc, a New York

1 corporation, with its principal place of business in the United States located at Nine West 57th  
2 Street, New York, New York, 10019, and against Defendants on all Counts of the Complaint as  
3 follows:

4 (1) Permanent Injunctive Relief:

5 Defendants and their respective officers, agents, servants, employees, and attorneys, and all  
6 persons acting in concert and participation with them are hereby permanently restrained and  
7 enjoined from:

- 8 (a) manufacturing or causing to be manufactured, importing, advertising, or  
9 promoting, distributing, selling or offering to sell counterfeit and infringing  
10 goods using the Chanel Marks;  
11 (b) using the Chanel Marks in connection with the sale of any unauthorized  
12 goods;  
13 (c) using any logo, and/or layout which may be calculated to falsely advertise the  
14 services or products of Defendants offered for sale or sold via the Subject  
15 Domain Names and/or any other website or business, as being sponsored by,  
16 authorized by, endorsed by, or in any way associated with Plaintiff;  
17 (d) falsely representing themselves as being connected with Plaintiff, through  
18 sponsorship or association;  
19 (e) engaging in any act which is likely to falsely cause members of the trade  
20 and/or of the purchasing public to believe any goods or services of Defendants  
21 offered for sale or sold via the Subject Domain Names and/or any other  
22 website or business are in any way endorsed by, approved by, and/or  
23 associated with Plaintiff;  
24 (f) using any reproduction, counterfeit, copy, or colorable imitation of the Chanel  
25 Marks in connection with the publicity, promotion, sale, or advertising of any  
26 goods sold by Defendants via the Subject Domain Names and/or any other  
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1 website or business, including, without limitation, handbags, wallets, shoes,  
2 and boots;

3 (g) affixing, applying, annexing or using in connection with the sale of any goods,  
4 a false description or representation, including words or other symbols tending  
5 to falsely describe or represent goods offered for sale or sold by Defendants  
6 via the Subject Domain Names and/or any other website or business, as being  
7 those of Plaintiff or in any way endorsed by Plaintiff;

8 (h) offering such goods in commerce;

9 (i) otherwise unfairly competing with Plaintiff;

10 (j) secreting, destroying, altering, removing, or otherwise dealing with the  
11 unauthorized products or any books or records which contain any information  
12 relating to the importing, manufacturing, producing, distributing, circulating,  
13 selling, marketing, offering for sale, advertising, promoting, renting or  
14 displaying of all unauthorized products which infringe the Chanel Marks; and

15 (k) effecting assignments or transfers, forming new entities or associations or  
16 utilizing any other device for the purpose of circumventing or otherwise  
17 avoiding the prohibitions set forth above.

18 (2) Additional Equitable Relief:

19 (l) In order to give practical effect to the Permanent Injunction, the Subject  
20 Domain Names are hereby ordered to be immediately transferred by  
21 Defendants, their assignees and/or successors in interest or title, and the  
22 Registrars to Plaintiff's control. To the extent the current Registrars do not  
23 facilitate the transfer of the domain names to Plaintiff's control within ten (10)  
24 days of receipt of this judgment, the United States based Registry shall, within  
25 thirty (30) days, transfer the Subject Domain Names to a United States based  
26 Registrar of Plaintiff's choosing, and that Registrar shall transfer the Subject  
27 Domain Names to Plaintiff;

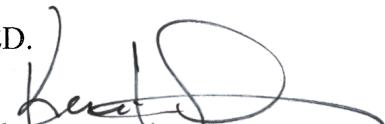
- 1 (m) Upon Plaintiff's request, the top level domain (TLD) Registry for the Subject  
2 Domain Names shall place the Subject Domain Names on Registry Hold  
3 status within thirty (30) days of receipt of this Order, thus removing them  
4 from the TLD zone files maintained by the Registry which link the Subject  
5 Domain Names to the IP addresses where the associated websites are hosted;
- 6 (n) Upon Plaintiff's request, Defendants, those acting in concert with them, and  
7 those with notice of the Injunction, including any Internet search engines,  
8 including Google, Yahoo!, and Bing, Web hosts, domain-name registrars and  
9 domain-name registries that are provided with notice of the Injunction, shall  
10 be and are hereby restrained and enjoined from facilitating access to any or all  
11 websites through which Defendants engage in the sale of counterfeit and  
12 infringing goods using the Chanel Marks; and
- 13 (o) Upon Plaintiff's request, the Internet Corporation for Assigned Names and  
14 Numbers ("ICANN") shall take all actions necessary to ensure that the top  
15 level domain Registries responsible for the Subject Domain Names transfer  
16 and/or disable the Subject Domain Names.

17 (3) Statutory damages:

18 Plaintiff is awarded statutory damages against Defendants, jointly and severally, in the  
19 amount of \$108,000.00 pursuant to 15 U.S.C. § 1117(c), for which let execution issue;

20 (4) Costs of Suit: Plaintiff is awarded costs against Defendants in the amount of \$700.00,  
21 jointly and severally, pursuant to 15 U.S.C. § 1117(a), for which let execution issue;

22 (5) Interest from the date this action was filed shall accrue at the legal rate.

23 IT IS SO ORDERED AND ADJUDGED. 

24 Dated: 1/20/2011

25  
26 KENT J. DAWSON  
27  
28 UNITED STATES DISTRICT JUDGE

**SCHEDULE "1"**  
**SUBJECT DOMAIN NAMES**

allthebesthandbags.com  
b2cshoess.com  
garbhandbags.com  
allbestshandbags.com  
baidaihandbags.com  
bestshandbags.com  
blossomhandbags.com  
bolsahandbags.com  
bonanzabags.com  
confetticlothing.com  
dghandbagssale.com  
dlhandbags.com  
drhandbags.com  
dshandbags.com  
handbag-designs.com  
jazzyhandbag.com  
jeans-onlines.com  
jerrhandbags.com  
jerwatches.com  
jewelrybykassi.com  
jrhandbags.com  
jrrhandbags.com  
jsbrandshoes.com  
maggiemayjewelry.com  
resortjewelry.com